

Southern Pacific Pipe Lines, Inc.

800 PACIFIC BUILDING, PORTLAND, OREGON 97204

IN REPLY PLEASE REFER TO

KOERNER, YOUNG, McCOLLOCH & DEZENDORF
GENERAL ATTORNEYS

February 17, 1964

Miss Marian C. Rushing, Chief Deputy
Office of the City Attorney
306 City Hall
Portland, Oregon

Re: City of Portland Franchise to Southern Pacific
Pipe Lines, Inc.

Dear Marian:

We enclose herewith Draft No. 53200 of Southern Pacific Pipe Lines, Inc. in the sum of \$411.10. The amount of revenues and the method of calculating the franchise fee are shown on the attached portion of the draft.

Our records indicate that the next payment will cover the first quarter of calendar year 1964. This payment will be due on or before May 15, 1964.

Very truly yours,

Orlady H. Young

Enclosure

118285 Enclosure sent back

RECEIVED

APR 22 10 09 AM '64

ACCEPTANCE

RAY SMITH, AUDITOR
CITY OF PORTLAND, ORE.BY *RS*Portland, Oregon, April 2 1964

RAY SMITH
Auditor of the City of Portland,
Room 202, City Hall
Portland 4, Oregon
Dear Sir:

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 118285 granting to Southern Pacific Pipe Lines, Inc., a corporation, its successors, assigns and lessees, a franchise to use the streets, alleys and public highways within the City of Portland north of West Burnside Street for transporting petroleum products by pipe line for a period of 20 years and providing terms and conditions, and in consideration of the benefits to be received thereunder by me I hereby agree to abide by and perform each and all of the terms and provisions thereof applicable to me.

Very truly yours,

Southern Pacific Pipe Lines, Inc.[CORPORATE
SEAL]* *B. K. Smith*
B. K. Smith, Vice President & General Manager610 So. Main St., Los Angeles, Calif. 90014

Address

Approved as to form:

Alexander H. Brown
City Attorney

*When an acceptance is required from a firm or corporation the Acceptance must be signed by an officer of the firm or corporation stating his or her official title, and corporations must affix the corporate seal.

KOERNER, YOUNG, McCOLLOCH & DEZENDORF
ATTORNEYS AT LAW
EIGHTH FLOOR, PACIFIC BUILDING
PORTLAND 4, OREGON
CAPITOL 6-6151

ANDREW KOERNER
CLARENCE J. YOUNG
FRANK C. McCOLLOCH
JAMES C. DEZENDORF
FRANK H. SPEARS
JOHN GORDON GEARIN
WILLIAM F. LUBERSKY
HARRY J. DEFRANCO
GEORGE B. CAMPBELL
EDWIN L. GRAHAM
JOHN P. BLEDSOE
JAMES D. TREDUE
HERBERT H. ANDERSON
OGLESBY H. YOUNG
WAYNE HILLIARD
JAMES H. CLARKE
MARSHALL C. CHENEY, JR.
LEWIS K. SCOTT
ROBERT W. PACKWOOD
RICHARD S. BORST
DOUGLAS H. STEARNS
GEORGE L. WAGNER
KENNETH M. JUDD
KATE C. ROBINETTE
STANLEY R. LOEB
MICHAEL G. HOLMES
JAMES V. HURLEY

DEY, HAMPSON & NELSON
1918 - 1943
HAMPSON, KOERNER, YOUNG & SWETT
1944 - 1947
KOERNER, YOUNG, SWETT & McCOLLOCH
1948 - 1950

June 28, 1962

RECEIVED

RAY SMITH, AUDITOR
CITY OF PORTLAND, OREGON

BY MESSENGER

Hon. Mayor and City Council
of Portland, Oregon
City Hall
Portland, Oregon

Gentlemen:

Ordinance 115157, as amended by Ordinance 115236, grants Southern Pacific Pipe Lines, Inc. a revocable permit to lay, use and maintain pipe lines 8" in diameter in, under and across certain Portland streets. The permit was granted subject to the negotiation of a franchise covering the operation.

Southern Pacific Pipe Lines, Inc. hereby makes application for a 20-year franchise from the City of Portland for the pipe line operation described in permit Ordinance 115157 as amended.

Attached hereto (in sets) are eight copies each of the following drawings showing the location of the operation as it affects City of Portland streets:

Drawing, B-0-D-170--Leif Erikson Road

Drawing, A & B-0
A & B-1

Drawings, A-2 through
A-9

Drawings, B-2 through
B-9.

To each set of drawings is attached a set of narrative descriptions of the location of the operation.

Hon. Mayor and City Council
of Portland, Oregon

-2-

June 21, 1962

Construction will be substantially in accordance with the above-mentioned drawings and descriptions. Deviations will occur only in accordance with the provisions of Ordinance 115236, by which the original permit ordinance was amended to cover conflict between the construction of the pipe lines and utility facilities located in the streets.

The City Engineer and other affected departments of the City have been furnished supporting data in connection with the issuance of the permit. However, if further information is desired, please advise us and we will arrange to have it furnished.

Very truly yours,

Edwin L. Graham

Enclosures

00001

Application of Southern Pacific Pipe Lines, Inc.
for 20 year franchise to lay, use and maintain
pipe lines under and across certain streets in
the City of Portland.

JUN 21 1962

Referred to Commissioners of Public Works

Filed JUN 21 1962

RAY SMITH

Auditor of the CITY OF PORTLAND

By

[Signature]
Deputy

MARK(BUCK)GRAYSON
COMMISSIONER



DEPARTMENT OF
PUBLIC UTILITIES

CITY OF PORTLAND
OREGON

January 21, 1964

TO THE COUNCIL

Gentlemen:

Your Commissioner of Public Utilities returns Council Document 2321 for 1962, being the application of Southern Pacific Pipe Lines, Inc. for a 20-year franchise to lay, use and maintain pipe lines under and across certain streets in the City of Portland.

This document had been referred to the Commissioner of Public Works and in turn was forwarded to the Commissioner of Public Utilities for study.

The form of franchise proposed as a result of this study has been negotiated through the office of the City Attorney. It provides for a possible increase to the city of compensation in the event of annexation in the Northwest portion.

The franchise will run for 20 years from the effective date thereof, but the compensation will include additional compensation from the time when transportation through the pipe line was first started to the effective date of the franchise ordinance.

Your Commissioner recommends

that Council Document No. 2321 for the 1962 be filed and that the franchise ordinance filed herewith be processed in accordance with Charter provisions.

Respectfully submitted,

MARK A. GRAYSON
Commissioner of Public Utilities

MAG:vm

Report of Commissioner of Public Utilities
 returning Council Document 2321 for 1962,
 being application of Southern Pacific Pipe
 Lines, Inc. for 20 year franchise to lay,
 use and maintain pipe lines under and across
 certain streets in the City of Portland;
RECOMMENDING that said document be filed
 in accordance with Charter provisions.

(Return CG 2321)

JAN 23 1964

ADOPTED

4/2
MAJ
146
WILLIAM
REAR

THE COMMISSIONERS VOTED AS FOLLOWS		
	YEAS	NAYS
BEAN	1	
BOWES	1	
EARL	1	
GRAYSON	1	
SCHRUNK		

JAN 22 1964

RAY SMITH

Auditor of the CITY OF PORTLAND

By

Deputy

No. _____

AFFIDAVIT OF PUBLICATION

STATE OF OREGON, COUNTY OF MULTNOMAH-ss

I, Robley D. Evans, being first duly sworn, depose and say that I am the business manager of the Portland Daily Reporter, a newspaper with a daily circulation of over 50,000 copies, printed and published at Portland, in the aforesaid County and State, that an advertisement for City Auditor, Portland, Oregon, a printed copy of which is hereto annexed and marked "Exhibit A," was published in all issues of said newspaper on the following dates: January 31, 1964

PORTLAND REPORTER PUBLISHING COMPANY, INC

Robley D. Evans
Business Manager, Portland Daily Reporter

SUBSCRIBED AND SWORN to before me this 3rd day of February, 19 64

Notary Public for Oregon
(My Commission expires July 8th, 1966)

"Exhibit A"

Jan. 5, 1966

Activity Stirs Market; Stock Average on Rise

xd—Denotes dividend

INDUSTRIALS		
	Bid	Asked
American Express	17	18 1/4
Amherst	38 1/2	40 1/4
Anheuser-Busch	45 1/4	47 1/4
Alden Farms	158 1/2	160
Alden Farms prd.	55 1/4	58 1/4
Artee Oil & Gas	23	24 1/4
Berkshire-Hathaway	9	9 1/4
Borg Forest Prod	22 1/4	24 1/4
Burg Stores	45 1/2	5 1/2
Bone Cascade	18 1/2	19 1/4
Cascade Nat Gas	30	31 1/4
Commonwealth Ind	10 1/2	11 1/4
Conrail Frwyays	22 1/4	24 1/4
Copco Mines	23 1/4	25 1/4
Duff-Taylor Oil	28 1/2	30
Dialophone	4 1/2	5 1/4
Electronics Capitl	8 1/2	9 1/4
Electronics Intl Capitl	4 1/2	5 1/4
Enr MA	80 1/4	80
Hyvater	35 1/4	42 1/4
Janzen Inc	25 1/4	27 1/4
Kaiser Steel	21 1/4	23 1/4
Lon Star Steel	10 1/2	11 1/4
Gen Brew	13	15
Fred Meyer Inc	14	15 1/4
Morrison-Knudsen	29 1/4	31 1/4
Mutt Kennel Club	3 1/4	4 1/4
Rock Screw	79 1/4	80 1/4
Nasleys Ind	9 1/2	11 1/4
Ore Idaho Foods	9	9 1/4
Ore Metallurgical	1 1/4	1 1/4
One Port Cement	17 1/4	19 1/4
Packwell	10	10 1/4
Pine Tailbot	25 1/4	27 1/4
Portland Transat	9 1/2	10 1/4
Roadway Express	27 1/4	29 1/4
Rockway Mfg Co	25 1/4	27 1/4

Bank of Calif	67%	70%
Chase Manhattan	65%	68%
Crocker Anglo	50%	53%
Equitable S&L	28%	30%
First Natl City	102%	112
First Natl of Ore	69%	69
Irving Trust	49%	52%
Laurel Mt Natl	54%	58%
US Natl of Port	54%	58
Valley Natl Phoenix	75%	80
Wells Fargo	56%	59%
INSURANCE		
Beneficial Std Life	37%	29%
Pireman Fund	37%	39%
Transatlantic	16%	59%
Gen Amer Corp	13%	134
Home Insurance	54%	57%
ICNA Co	6%	5%
Los Co Oregon	14%	14
Nationwide Corp	15%	16
Trans Ins & Trust	5%	5%
Travelers	15%	16%
US Life	71%	75
UTILITIES		
Calif Pacific	26%	26
Calif Wtr & Tel	22%	23%
Gas Service Co	40%	43
NW Natl Gas	34%	36%
Trans Power & Light	25%	27
Port Gen Electric	24%	26%
Telephone (Ut)	9%	10%
Wash Nat Gas	39%	41%
West Coast Tel	24%	26%
Western Natural Gas	13	14
LOCAL LISTED SECURITIES		
Meier & Frank	23%	22
Rhodes Western	18%	19%
White Stag	21%	24

	Plum	Low	Close
Air Reduction	58 1/4	57 1/2	57 1/2
Allied Chem	54 1/4	54	54 1/4
Allied Chemicals	16 1/4	15 1/4	16 1/4
Aluminum Ltd	76	77 1/2	77 1/2
Alum. Co. of Am	74 1/4	73 1/2	74 1/4
Amerada Pet	74 1/4	74 1/4	74 1/4
American Air	36 1/2	36	36 1/2
American Can	42 1/4	41 3/4	41 3/4
American Cyan	59 1/2	58 1/2	59 1/2
Am. & N. & Pdy	18 1/2	18	18 1/2
Amer. Motors	17	16 1/2	16 1/2
Amer. Photocopy	114 1/4	114 1/4	114 1/4
Am Smelt & R	89 1/4	88 1/4	89 1/4
Am Tel & Tel	144 1/4	143 3/4	144 1/4
Am Tobacco	28 1/2	28	28 1/2
Am. Rex	16 1/4	16 1/4	16 1/4
Amer. Dry	45 1/2	45 1/2	45 1/2
Arcor Steel	67 1/4	67	67 1/4
Armour	46	45 1/4	46
Asco Mfg Co	21	20 1/2	20 1/2
Bendix Avia	46 1/4	46	46 1/4
Bethlehem SU	33 1/4	33 1/4	33 1/4
Boring Air	39 1/2	38 1/2	39 1/2
Boyd & Weller	44 1/4	44 1/4	44 1/4
Brunswick	10 1/4	10 1/4	10 1/4
Burgoughs	23 1/4	23	23 1/4
Canadian Pac	33 1/4	33 1/4	33 1/4
Carrier Corp	47 1/4	46 1/2	47 1/4
Case, J I	10 1/2	10 1/2	10 1/2
Case Tractor	53 1/4	52 1/2	52 1/2
Chrysler	60 1/2	59 1/2	60 1/2
Che. & Ohio	71 1/4	70 1/2	71 1/4
Ch. R. I. & P	34 1/4	34 1/4	34 1/4
Chrysler	20 1/2	20 1/2	20 1/2
Cities Service	66 1/2	65 1/2	66 1/2
Coca Cola	115 1/4	115 1/4	115 1/4
Coca Cola Radio	19 1/4	19 1/4	19 1/4
Coca-Cola	86	83 1/2	83 1/2
Cont'l Can	43 1/4	43	43 1/4
Cont'l Oil	63 1/2	63 1/2	63 1/2
Corning Glass	226 1/4	223	226 1/4
Corn Products	63 1/2	63	63 1/2
Crown Zellerbach	53 1/2	53 1/2	53 1/2
Danco	37 1/2	37	37 1/2
Dow Chemical	66 1/2	66 1/2	66 1/2
Du Pont de N	251	249 1/2	250
E. I. du Pont	34 1/4	33 1/4	34 1/4
Eastman Kod	119	116	119

Evans Pasco Gas	19%	19%	19%
Evans Products	21%	21%	21%
Firestone	31%	37%	37%
Ford Motor	81	49%	50%
Gen Dynamics	20%	25%	25%
Gen Electric	87	85%	86%
General Motors	89%	86	89%
General Motors	78	78%	78
Gen Telephone	32%	31%	32
General Tire	21%	21%	21%
Georgia Pacific	54%	53%	54
Gillette	31%	31%	31
Goodrich, B.F.	33%	33%	33
Goodyear T&R	30%	30%	30
Grace, W. R.	50%	50%	50%
Grt North Ry.	56%	56%	56%
Gulf Oil	30%	50%	50%
Inland Steel	44%	44%	44%
Inter Bus Nickel	533	527	529
Int'l Nickel	81	80%	81
Int'l Nickel Co.	74	73%	74
Internet Paper	32	31%	31
Int'l Tel & Tel	57%	56%	56%
Johns Manville	53%	53%	53%
Jones & L. Sil	69%	68%	68%
Kaiser Alum.	36	35%	35%
Kennecott Cop	76%	76%	76
Kerr-McGee	36%	36%	36%
Litton Ind	69	68	68
Lockheed Air	34%	33%	33%
Long Beach Oil	44	42%	44
Marathon Oil	57%	57%	57
Martin Co	19%	19%	19%
Metro-Gold Mayer	30%	29%	30
Minn M&M	67%	66%	67%
Monsanto Ch	64%	63%	64%
Nash Ward	34%	34%	34%
Nobaco	67	67	67
Natl Geopaul	47%	46%	46%
Natl Lead	69%	68	68%
North Am Air	49%	48%	48%
North Am Air	48%	48%	48%
Northrop Air	47%	46%	46%
Olin Math	46%	45%	46
Pac Gas & Elec	32%	32	32%
Pac T&T	32	31%	31
Pet Am Air	60%	59%	60
Pepsi Cola	53	52%	53
Pfizer	49%	49%	49%
Phelps Dodge	64	63%	64

Philip Morris	69%	68%	69%
Phillips Pet	48%	48%	48%
Polaroid	157%	155%	156%
Pine & Gam	81%	81%	81%
Pure Oil	42%	42%	42%
Radio Corp Am	112	108%	108%
Racal	33	33	33
Raytheon	18%	17%	18%
Republic Stl	42%	42%	42%
Reynolds Met	35%	34%	34%
Reynolds Tob	39%	38%	39%
Royal Dutch	52%	52	52%
Sears Roebuck	59%	58%	58%
Shaw Paper	33%	33%	33%
San Diego Amp	10%	10%	10%
Shell Oil	106%	104%	105%
Shell Oil	48	47%	47%
Shell Oil	47	46%	46%
Sherrill Mobil	70%	69%	69%
Sherrill Pac	37%	36%	37
Sperdy Rand	18%	18%	18%
Std Oil Cal	63%	62%	62%
Std Oil Ind	6%	64%	64%
Std Oil N J	81%	80%	80%
Stude-Packard	7	6%	6%
Summit	32%	31%	31%
Swift & Co	47%	46%	46%
Tel-A-Rick	25	24%	24%
Texas Co	72%	72	72%
Texas Inst	62	61	61
Thiokol	17%	17%	17%
Transamerica	50%	49%	49%
Trans Cont	46	45%	45%
Trans Carbide	123%	122%	122%
Union Oil	80	79%	79%
Union Pac	40	39%	39%
Union Aircraft	41%	41%	41%
Union Air Lines	31	30%	30%
United Fruit	21	20%	21
United Fruit	65%	64%	65%
U S Rubber	47	47%	47%
S Steel	56%	55%	55%
West Air Lines	86%	85%	86%
West Union	32%	31%	32
Westinghouse Elec	31	31	31
Woolworth	2	2	2
Yarn	72%	72	72%
Yonkers St & T	130%	128%	128%
Yonkers Rtd	77%	76	76

NEW YORK (AP) Foreign Exchange in dollars Thursday:

Canada (Dollar)	95.48
Great Britain (Pound)	2.7986
90 days	2.7978
60 days	2.7969
90 days	2.7961
Australia (Pound)	2.2390
Belgium (Franc)	20.0080
France (Franc)	20.41
Germany (Westmark Deutsche Mark)	16.60
Holland (Guilder)	87.73
Italy (Lira)	0.01010
Norway (Krone)	1.396
Portugal (Escudo)	0.3493
Sweden (Krona)	1.0277
Switzerland (Franc)	1.447
Denmark (Krone)	1.447
Argentina (Peso)	0.0735
Brazil (Cruzado)	0.017
Mexico (Peso)	0.023
Venezuela (Bolivar)	2.237
Hong Kong (Dollar)	1.753

NEW YORK (AP)—Spot nonferrous metal prices Thursday: Copper 31 cents a pound, Connecticut Valley. Lead 13 cents a pound. New York. Zinc 13-13½ cents a pound. East St. Louis Tin \$1.34½ a pound. New York. Foreign silver \$1.293 per troy ounce. New York. Quicksilver \$238.240 per flask. New York.

WASHINGTON (AP) — The cash position of the treasury compared with a year ago	
Jan. 27, 1964	Jan. 25, 1963
B. & L. 4,103,194,318	5,456,410,278
Depos. 66,631,004,802	57,463,338,812
W. hdr. 71,488,200,117	68,830,426,838
Debt 310,456,584,239	304,793,593,978
Assets 18,512,353,813	15,927,687,888

10874.	500 CASH	67.08	68.71	67.11	67.05
	500 Sticks	77.20	78.28	78.70	78.05

NEW YORK API—Standard and Poor's 500 stock index for Thursday				
	High	Low	Close	Net Chg.
42 $\frac{1}{2}$ Indust	81.69	80.70	81.17	+ .09
25 Rails	41.40	40.85	41.08	— .04
50 Utils	67.52	66.71	67.11	+ .02
500 Stcks	77.20	76.28	76.70	+ .05



with Corning drain. It has a 100-pound capacity icebox, plastic-lined and easy to clean. In addition, it has three 12-volt lights, a butane light and an outside plug-in for

F-250 pickup. It's a truck. It doesn't make any bones about it. It has the Custom Cab that provides luxuries like a five-inch cushion of foam rubber in the seat.

repairing the chimney.

Centrally Located. West Side
CA 4 3701 5 1 077

In the _____ Court of the State of Oregon
for the County of Multnomah

**NOTICE OF APPLICATION FOR A
FRANCHISE BY SOUTHERN PACIFIC
PIPE LINES, INCORPORATED**

Notice is hereby given that an application has been made for a franchise by Southern Pacific Pipe Lines, Inc., a corporation, its successors, assigns and lessees, for the franchise right and privilege to acquire, own, maintain, equip, operate or cause to be operated, renew, repair and reconstruct pipe line facilities for transportation of petroleum products as a common carrier together with pump stations, gathering lines and other facilities for transportation of such products by pipe line under and across the area in the City of Portland as follows:

All streets and public places lying West of the Willamette River and North of West Burnside Street and between rights of way or parcels of land owned or leased by the guarantee and used as a right of way for its pipe line as now constructed between N.W. Front Avenue and the Western boundary of the City of Portland or any extension of said boundary for a period of 20 years.

A copy of such proposed franchise is on file in the office of the City Auditor in the City Hall, Portland, Oregon and is subject to examination.

Any person having any objection to such proposed franchise or any provision thereof may file the same in writing with the Auditor of the City of Portland at his office in the City Hall, Portland, Oregon, within twenty (20) days from the first publication of this notice, namely January 31, 1964.

If the request is made therefor, the Council will fix a time for hearing upon such objections, and give reasonable notice at the time thereof of not less than five (5) days.

This notice is published in accordance with the provisions of Section 10-207 of the Charter of the City of Portland, Oregon, and at the expense of the applicants for such franchise.

RAY SMITH
Auditor of the City of Portland
Dated at Portland, Oregon and published January 31, 1964.

vs.

Plaintiff

Defendant

STATE OF OREGON

County of Multnomah

I, J. R. Council,
being first duly sworn, say that I am the Controller of The Oregonian; that The Oregonian is, and at and during all the times herein mentioned was, a daily newspaper of general circulation, printed and published in Multnomah County, Oregon, made up of at least four pages, each page containing more than five columns and each column of type matter 17 inches or more in depth; that said newspaper was established and regularly and uninterruptedly published (except only interruption expressly covered by the provisions of Section 1-610, O.C.L.A., as amended) daily in said county and state during a period of more than 12 consecutive months immediately preceding the first publication of the advertisement, a printed copy of which is hereto attached marked "Exhibit A." and during all of the times herein mentioned had, and now has, more than 200 bona fide subscriber living within said Multnomah County; that said advertisement was published without interruption

in the regular issues of The Oregonian for successive months on the following

dates, to-wit: January 31, 1964

and that during said term said paper was regularly published.

J. R. Council
Controller

Subscribed and sworn to before me this 11 day of February, 1964

W. J. B. Smith
Notary Public for Oregon

My Commission expires _____

In the ----- Court of the State of Oregon
for the County of Multnomah

NOTICE OF APPLICATION FOR A
FRANCHISE BY SOUTHERN PACIFIC
PIPE LINES, INCORPORATED

Notice is hereby given that an application has been made for a franchise by Southern Pacific Pipe Lines, Inc., a corporation, its successors, assigns and lessees, for the franchise right and privilege to acquire, own, maintain, equip, operate or cause to be operated, renew, repair and reconstruct pipe line facilities for transportation of petroleum products as a common carrier together with pump stations, gathering lines and other facilities for transportation of such products by pipe line under and across the area in the City of Portland as follows:

All streets and public places lying West of the Willamette River and North of West Burnside Street and between rights of way or parcels of land owned or leased by the grantee and used as a right of way for its pipe line as now constructed between N.W. Front Avenue and the Western boundary of the City of Portland or any extension of said boundary for a period of 20 years.

A copy of such proposed franchise is on file in the office of the City Auditor in the City Hall, Portland, Oregon and is subject to examination.

Any person having any objection to such proposed franchise or any provision thereof may file the same in writing with the Auditor of the City of Portland at his office in the City Hall, Portland, Oregon, within twenty (20) days from the first publication of this notice, namely January 31, 1964.

If the request is made therefor, the Council will fix a time for hearing upon such objections, and give reasonable notice at the time thereof of not less than five (5) days.

This notice is published in accordance with the provisions of Section 10.207 of the Charter of the City of Portland, Oregon, and at the expense of the applicants for such franchise.

RAY SMITH
Auditor of the City of Portland
Dated at Portland, Oregon and published January 31, 1964

vs.

Plaintiff

Defendant

STATE OF OREGON

County of Multnomah

I, J. R. Demerille
being duly sworn, say that I am the Controller of the Oregon Journal; that the Oregon Journal is, and at and during all the times herein mentioned was, a daily newspaper of general circulation, printed and published in Multnomah County, Oregon, made up of at least four pages, each page containing more than five columns and each column of type matter 17 inches or more in depth; that said newspaper was established and regularly and uninterruptedly published (except only interruption expressly covered by the provisions of Section 1-610, O.C.L.A., as amended) daily in said county and state during a period of more than 12 consecutive months immediately preceding the first publication of the advertisement, a printed copy of which is hereto attached, marked "Exhibit A", and during all of the times herein mentioned had, and now has, more than 200 bona fide subscribers living within said Multnomah County; that said advertisement was published

without interruption in the regular issues of the Oregon Journal for ----- successive

~~issue~~ on the following dates, to-wit: January 31, 1964

-----, and that during said term said paper was regularly published.

Controller

Subscribed and sworn to before me this 11 day of February, 1964

Notary Public for Oregon

MY COMMISSION EXPIRES FEB. 12, 1967

My Commission expires:

January 17, 1964

Office of City Attorney

Public Utilities

Commissioner Mark A. Grayson

Franchise for Southern Pacific Pipe Lines Inc.

Dear Commissioner Grayson:

Attached hereto is the form of franchise for Southern Pacific Pipe Lines Inc., which we have been negotiating for some little time.

Also enclosed are sufficient copies of the map of this pipe line to be distributed to each member of the Council with a couple of copies left over for the Council file.

This franchise provides for a possible increase to the city of compensation in the event of annexation in the Northwest portion.

The franchise proposed will run for 20 years from the effective date thereof, but the compensation will include additional compensation from the time when transportation through the pipe line was first started to the effective date of the franchise ordinance.

Yours very truly,

**MARIAN C. RUSHING
Chief Deputy City Attorney**

**MCR/fg
Encls**

GENERAL HIGHWAY MAP MULTNOMAH COUNTY OREGON

PREPARED BY THE
OREGON STATE HIGHWAY DEPARTMENT
IN COOPERATION WITH THE
U.S. DEPARTMENT OF COMMERCE
BUREAU OF PUBLIC ROADS
DATA OBTAINED FROM
STATE-WIDE HIGHWAY PLANNING SURVEY



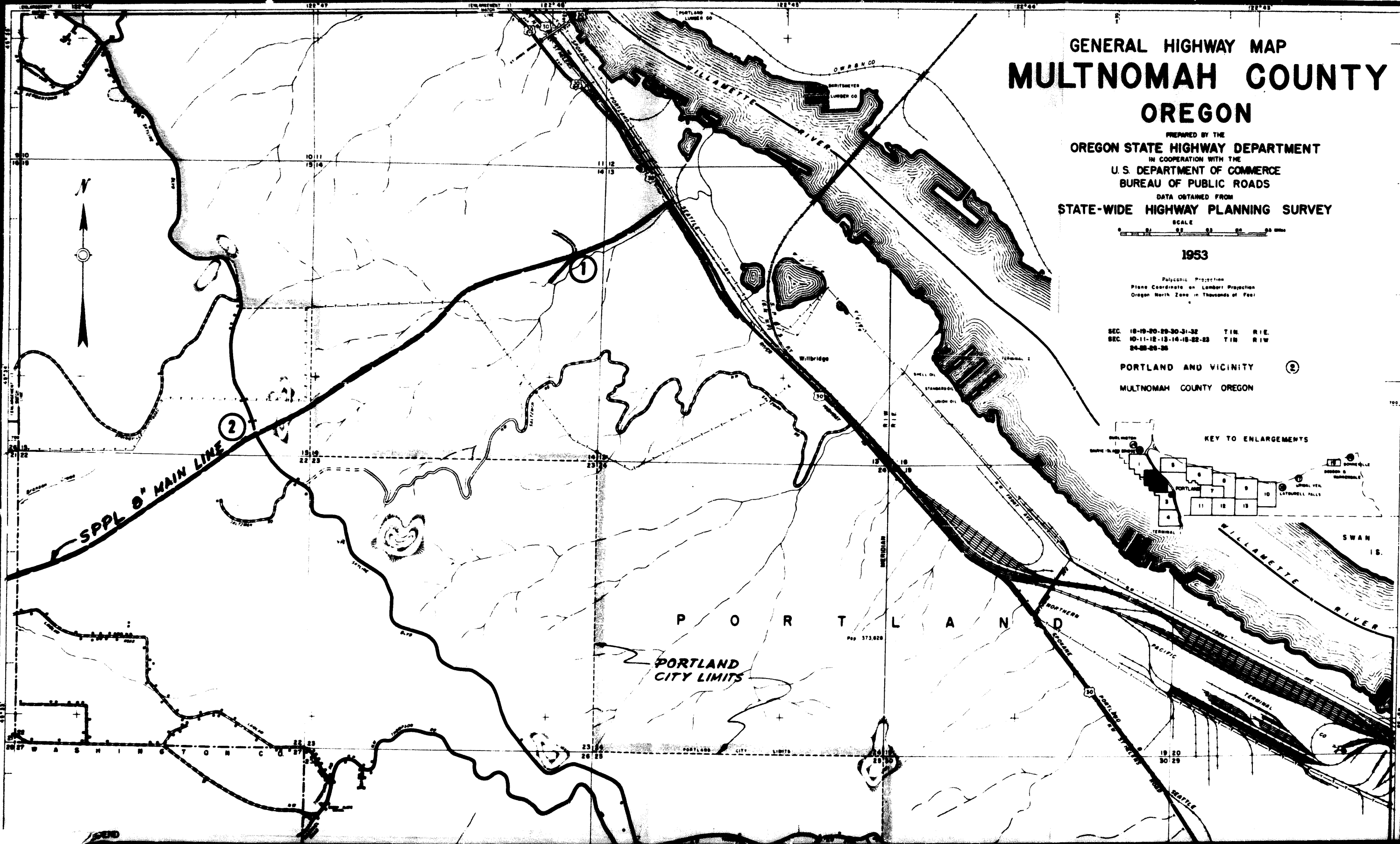
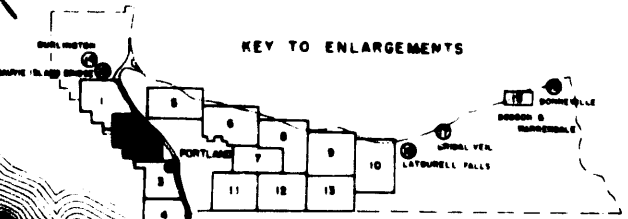
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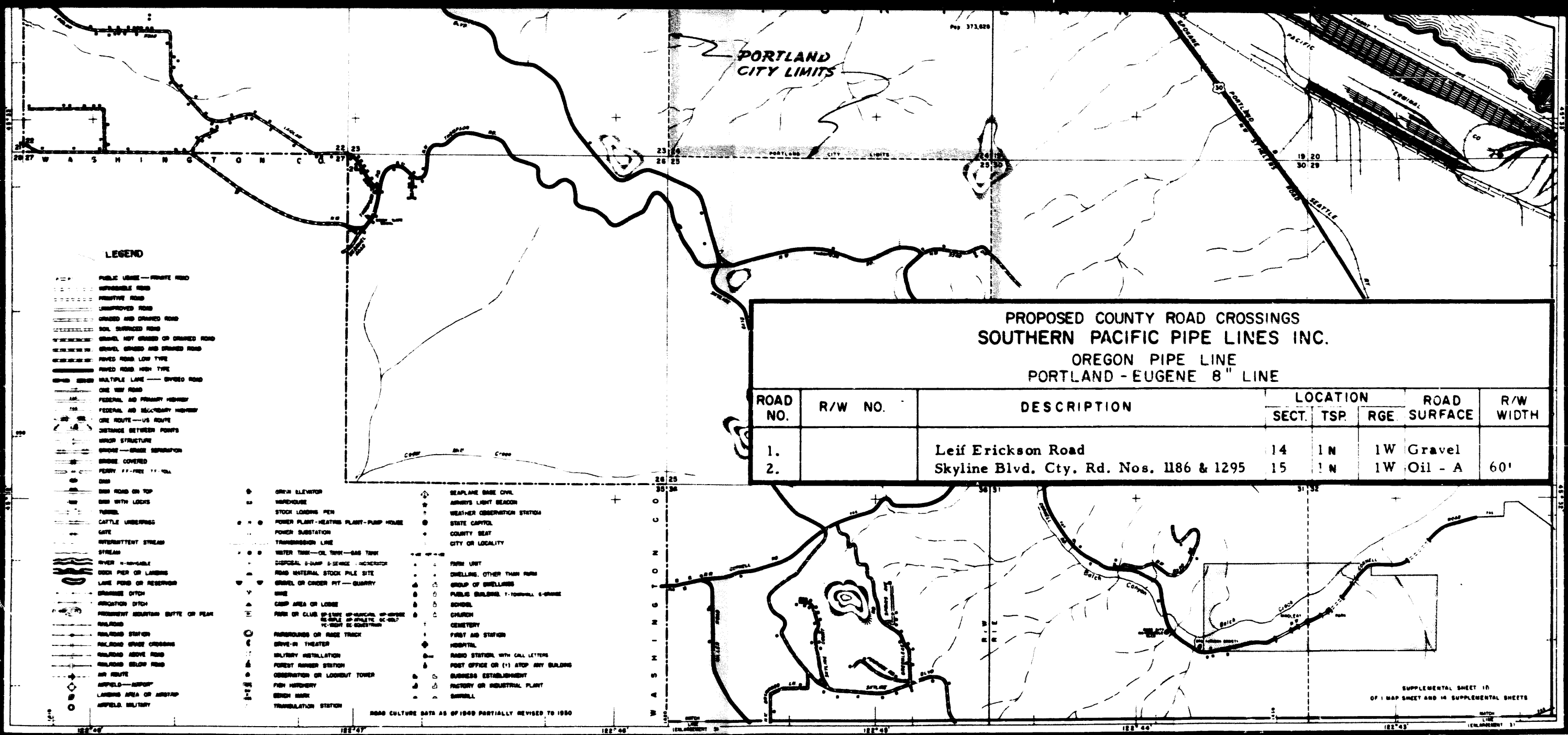
Polyconic Projection
Plane Coordinates on Lambert Projection
Oregon North Zone in Thousands of Feet

SEC. 18-19-20-29-30-31-32 T1N R1E
SEC. 10-11-12-13-14-15-22-23 T1N R1W
24-25-26-28

PORTLAND AND VICINITY
MULTNOMAH COUNTY OREGON

KEY TO ENLARGEMENTS





GENERAL HIGHWAY MAP MULTNOMAH COUNTY OREGON

PREPARED BY THE
OREGON STATE HIGHWAY DEPARTMENT
IN COOPERATION WITH THE
U.S. DEPARTMENT OF COMMERCE
BUREAU OF PUBLIC ROADS
DATA OBTAINED FROM
STATE-WIDE HIGHWAY PLANNING SURVEY

SCALE
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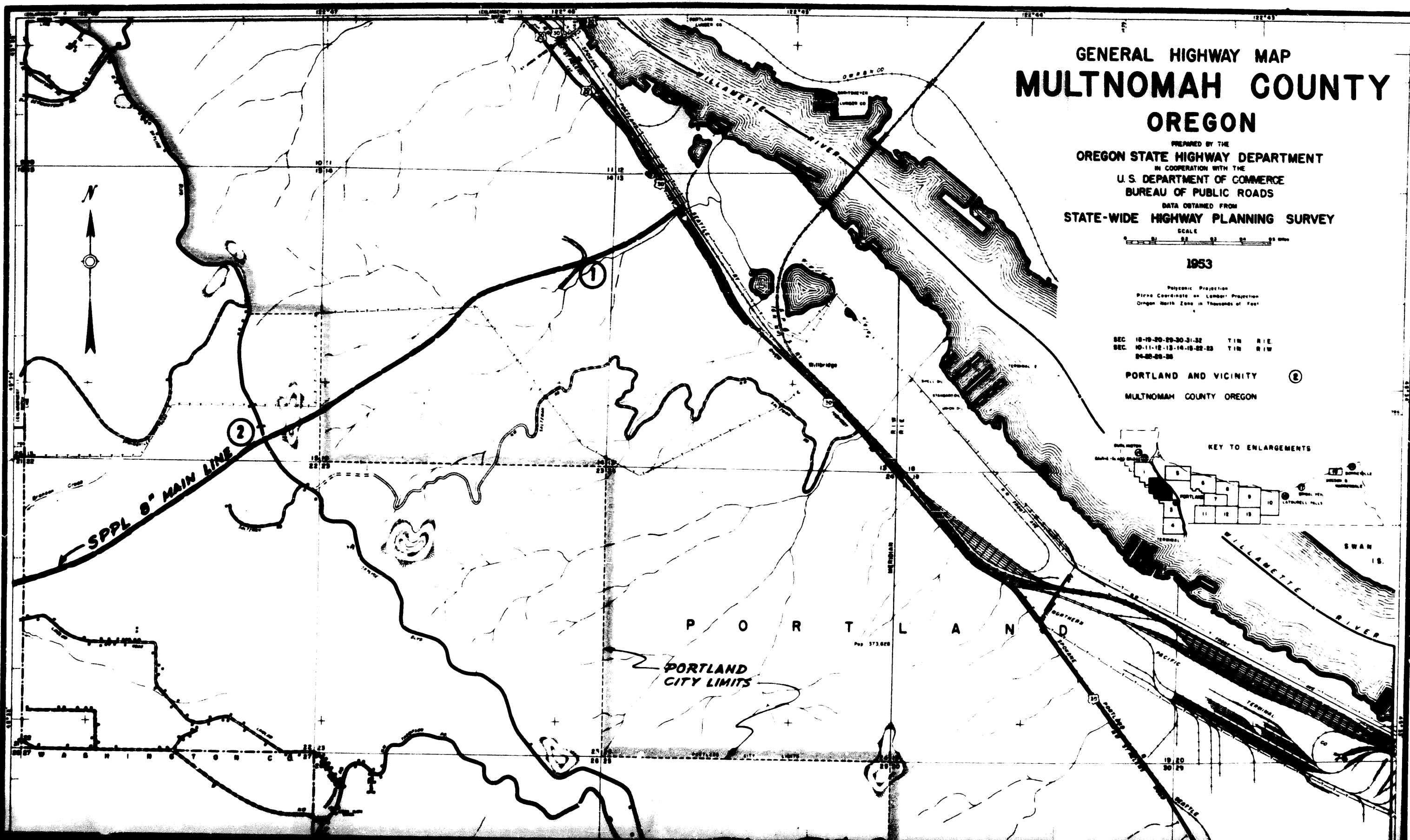
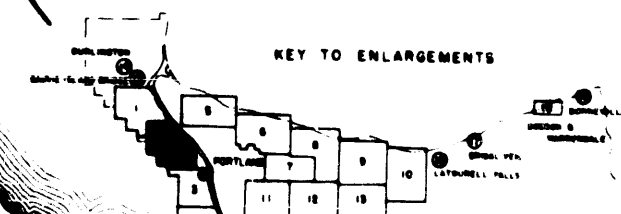
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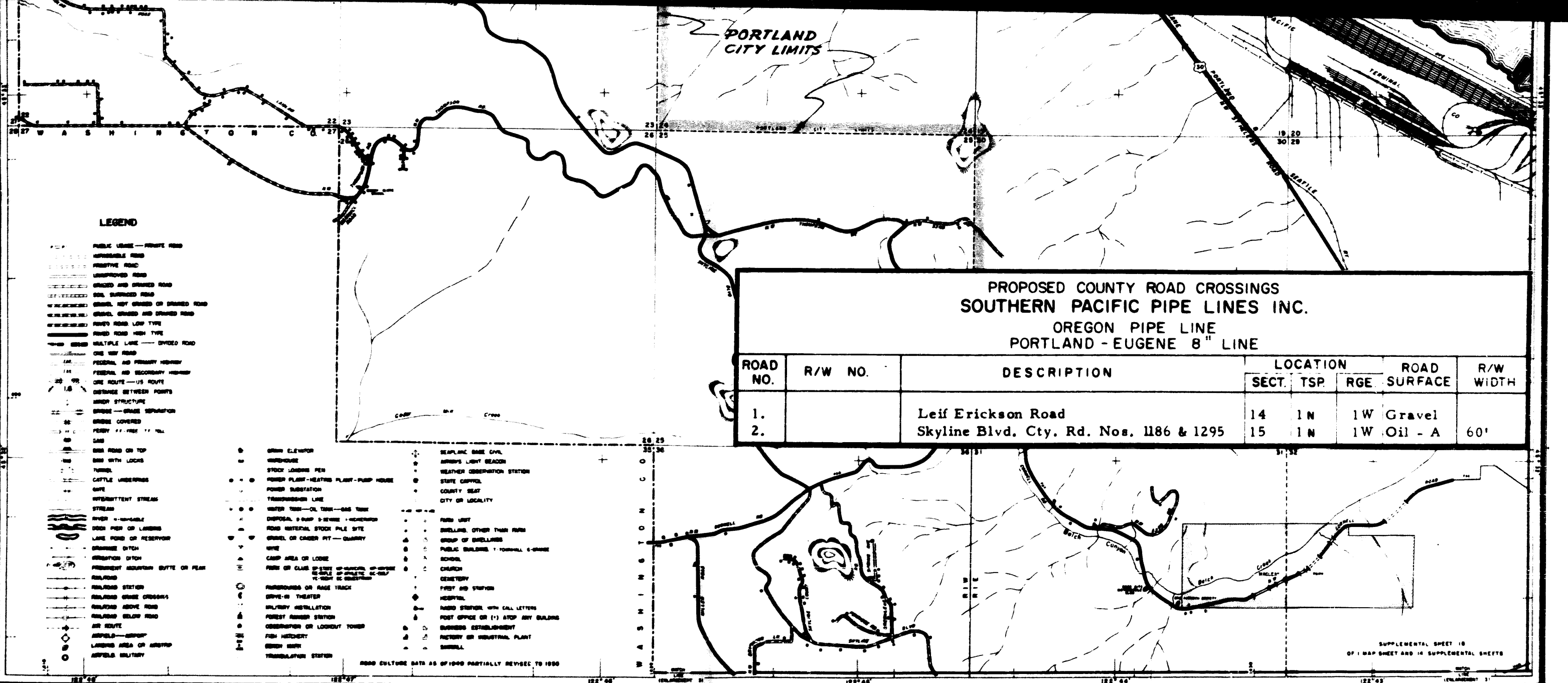
Polyconic Projection
Plane Coordinate on Lambert Projection
Oregon North Zone in Thousands of Feet

SEC. 10-10-20-20-30-31-32 T1M R1E
SEC. 10-11-12-13-14-15-22-23 T1M R1W
04-05-06-06

PORTLAND AND VICINITY ②
MULTNOMAH COUNTY OREGON

KEY TO ENLARGEMENTS





PROPOSED COUNTY ROAD CROSSINGS SOUTHERN PACIFIC PIPE LINES INC. OREGON PIPE LINE PORTLAND - EUGENE 8" LINE						
ROAD NO.	R/W NO.	DESCRIPTION	LOCATION			ROAD SURFACE
			SECT.	TSP.	RGE.	
1.		Leif Erickson Road	14	1N	1W	Gravel
2.		Skyline Blvd. Cty. Rd. Nos. 1186 & 1295	15	1N	1W	Oil - A

SUPPLEMENTAL SHEET 10
OF 1 MAP SHEET AND 10 SUPPLEMENTAL SHEETS

APPROVED JANUARY 7, 1954

GENERAL HIGHWAY MAP MULTNOMAH COUNTY OREGON 25

X-OD-150A

An Ordinance granting to Southern Pacific Pipe Lines, Inc., a corporation, its successors, assigns and lessees, a franchise to use the streets, alleys and public highways within the City of Portland north of West Burnside Street for transporting petroleum products by pipe line for a period of 20 years and providing terms and conditions.

The City of Portland ordains:

Section 1. The Council finds that by Ordinance No. 115157, as amended, a revocable permit was granted to Southern Pacific Pipe Lines, Inc. to lay, use and maintain pipe lines under and across certain Portland streets subject to negotiation of a franchise; that the franchise right and privilege to use, maintain and extend the same and for operation of its common carrier business of transporting petroleum products by pipe line should be granted subject to the terms and conditions of this ordinance.

Specific Grant.

Section 2. (1) There is hereby granted to Southern Pacific Pipe Lines, Inc., a corporation, its successors, assigns and lessees, subject to the terms and provisions contained in this ordinance, a franchise right and privilege to acquire, own, maintain, equip, operate or cause to be operated, renew, repair and reconstruct pipe line facilities for transportation of petroleum products as a common carrier together with pump stations, gathering lines and other facilities for transportation of such products by pipe line under and across the following area in the City of Portland:

All streets and public places lying West of the Willamette River and North of West Burnside Street and between rights of way or parcels of land owned or leased by the grantee and used as a right of way for its pipe line as now constructed between N. W. Front Avenue and the Western boundary of the City of Portland or any extension of said boundary.

Section 2. (2) There is hereby granted to Southern Pacific Pipe Lines, Inc., subject to the terms and provisions contained in this ordinance, the further franchise, right and privilege to extend its existing lines within the area described in the foregoing paragraph and to install such other additional pump stations and facilities as the grantee may find necessary or convenient for its business of transportation of petroleum products.

Charter provisions apply.

Section 3. (1) This grant is made subject to all of the applicable provisions of the charter of the City of Portland and the grantee herein shall be bound by each and every provision of said charter insofar as the same may be applicable to such grant, as though such provisions were herein expressly written and made a part hereof.

Section 3. (2) This franchise shall apply to, inure to, and bind the grantee herein, its successors, assigns and lessees, provided, however, that this franchise shall not be assigned or its privileges sublet, nor shall any of the rights or privileges hereby granted or authorized be further leased or be assigned, sold or transferred without the consent of the city, expressed by ordinance, which ordinance shall be subject to the referendum in like manner as ordinances granting franchises.

Plans, specifications and construction.

Section 4. (1) All plans and specifications for all work authorized by this ordinance when prepared shall be submitted to the City Engineer for his approval, and no such work shall be undertaken without the approval and the permit of the City Engineer, and all work of constructing, reconstructing, removing or replacing of pavement or the installation of necessary facilities shall be subject to inspection and approval by the City Engineer. Whenever the grantee shall disturb any of the streets, alleys, avenues and/or public highways or grounds for the purpose mentioned in this section it shall restore the same to as good or better condition than that which previously existed as soon as practicable without unnecessary delay, and upon failure to do so the Council and/or the City Engineer shall have the right to fix a time, which shall be reasonable, within which such repairs and restoration shall be completed, and upon failure of such repairs being made by the grantee the city shall have the right to make or cause to be made such repairs, which shall be at the expense of the grantee.

Section 4. (2) For the purpose of laying down, repairing, reconstructing or replacing pipe lines and necessary facilities and of doing all things or anything authorized, the grantee shall not obstruct any street, for a greater continuous distance than the length of three blocks at any one time, nor for a longer period than two weeks at any one time, excepting that in case of bad weather, strikes, riots, accidents, casualties, delays or defaults of carriers, materialmen or contractors or judicial interferences or other causes beyond the control of the grantee, the Council may extend such time.

Section 4. (3) Nothing in this ordinance shall be construed to prevent the city, through its Council, from constructing or reconstructing any sewer, or from grading, paving, plank-ing, repairing and/or altering any street, alley or avenue, or from constructing or reconstructing any viaduct, viaduct-approach, bridge, bridge-approach, tunnel or tunnel-approach, or from the laying down or repairing of any water main, or from the construction, reconstruction or repair of any other public work by the city. All such work shall be done, if practicable, in such manner as not to obstruct, injure or prevent the free use and operation of the pipe lines of the grantee, provided, however, that if any of the pipe lines, appliances, or structures of the grantee shall be placed in any of the streets, alleys, avenues and/or public places or grounds of the city so as to interfere with the construction, reconstruction or repair of any public work as hereinbefore referred to, all such pipe lines, appliances and structures shall be removed, relocated or replaced in such manner as shall be directed by the Council so that the same shall not interfere with said public work of the city, and such removal, relocation and replacement shall be at the expense of the grantee.

Section 4 (4) Nothing in this ordinance shall be construed to prevent any utility, operating under a franchise or permit granted by the city, from constructing, altering, repairing or maintaining its facilities such as pole lines, duct lines or pipe lines for gas. All such work shall be done, if practicable, in such manner as not to obstruct, injure or prevent the free use and operation of the pipe lines of the grantee, provided, however, that if any of the pipe lines, appliances or structures of the grantee shall be placed in any of the streets, alleys, avenues and/or public places or grounds of the city so as to directly interfere with the construction of any private utility improvement, whether it be the construction of a pole line, duct line, or pipe line for gas, such pipe lines, appliances and structures shall be removed or replaced in such manner as shall be approved by the Council so that the same shall not interfere with said utility improvement, but such removal and replacement shall be at the expense of the utility requesting same if said matters be not determined pursuant to statute.

Rates.

Section 5. Initial rates to be charged by the grantee shall be as filed with and approved by the Interstate Commerce Commission under the conditions fixed in local pipe line tariff 8 by authority of the Interstate Commerce Commission. During the term of this franchise the rates shall be subject to changes in accordance with the regulations of state and federal regulatory authorities as to all transportation from points within the city to points outside the City of Portland. Provided, however, that for any transportation from a point within the city to another point within the City of Portland, Oregon, rate regulation

may be imposed by the City Council in accordance with rate regulations and provisions contained in the city charter.

Operating provisions.

Section 6. The Council reserves the right to impose reasonable safety requirements on operations of the grantee and such operations shall be subject to all applicable ordinances of the city whether now existing or hereafter enacted.

Liability.

Section 7. The said grantee herein, its successors, assigns and lessees, shall each save and hold harmless the City of Portland, its officers and employes from any liability for injury or damage arising from any casualty or accident to persons or property due to neglect or omission of the said grantee in connection with the operation of this franchise, provided that the city, its officers and employes, shall not be guilty of concurring negligence proximately causing or contributing to such casualty or accident. The said grantee shall also save and hold harmless the city, and its officers and employes from any liability for injury or damage to persons or property which may arise from a failure on the part of the city or its officers to compel, supervise or inspect any construction, reconstruction, maintenance or operation of the grantee hereunder. Should suit or action be filed against the city either separately or jointly with the grantee herein, upon such claims for damage or injury, said grantee upon notice from the city, shall defend the city, either separately or jointly with the grantee in said suit or action, as the grantee may elect, and the said grantee shall pay any judgment and costs that may be rendered against the city, separately or jointly with the said grantee, provided, however, that the provisions of this section shall not be construed to constitute a waiver of the immunity provisions granted to the city by the charter.

Failure to Perform.

Section 8. In case of any failure by the grantee to do and perform any of the terms or conditions of this franchise the grantee shall be notified of such failure by written notice from the City Engineer or the Commissioner of Public Utilities. If the grantee shall not promptly correct such failure, the city may take such action as may be appropriate to declare a forfeiture of the rights and privileges granted hereunder, but no forfeiture shall be declared unless the failure, of which the grantee has been notified, remains uncorrected for a period of at least thirty days after date of notice.

Abandonment.

Section 9. If the grantee, its successors, assigns and

lessees shall abandon, or for one hundred twenty (120) days in succession, discontinue use for the purpose aforesaid of the streets or any portion of the streets authorized by this ordinance, then the grantee, its successors, assigns and lessees, unless prevented by state or federal laws or regulatory authority, shall at the request of the City Council promptly remove its facilities and other property from the streets or portions thereof so abandoned or discontinued and upon such removal restore those portions of said street or streets so abandoned or discontinued so that the same shall be placed in as good condition as at the time of abandonment or discontinuance. Nonuse caused by strikes, legal process, action of the city or other causes beyond the control of the grantee, its successors, assigns or lessees, shall not constitute abandonment or discontinuance of use within the meaning of this section. Nothing contained herein shall be deemed to be a consent on the part of the city to any abandonment.

Term.

Section 10. The term of this franchise shall be twenty (20) years from the effective date of this franchise ordinance, subject to the acceptance by the grantee as provided herein.

Compensation.

Section 11. As compensation for this franchise, the grantee, its successors, assigns and lessees, shall pay to the city three per cent (3%) of its gross revenues from pipe line transportation, computed and payable as follows: To total gross Oregon revenues for such services during the preceding quarter, the grantee shall apply a fraction determined by using the total miles of main line in use in Oregon during the preceding quarter as the denominator and the total miles of main line in use in the City of Portland during the preceding quarter as the numerator and multiply the results by 3%, which shall fix the amount of compensation and grantee shall pay such compensation to the City Treasurer on or before 45 days following the end of each calendar quarter. Within 45 days after the effective date of this franchise ordinance, grantee shall pay to the city compensation computed as aforesaid for the period from September 17, 1962 to the beginning of the quarter preceding such effective date. The payment of the franchise fee provided in this section shall not prevent requirement of a license fee by the city.

Manner of Giving Notice.

Section 12. Whenever by the terms of this ordinance notice is required to be given to the grantee it shall be by notice in writing addressed to the principal office of the grantee, in the City of Portland, Oregon, and whenever notice is required to be given to the city it shall be in writing addressed to the city

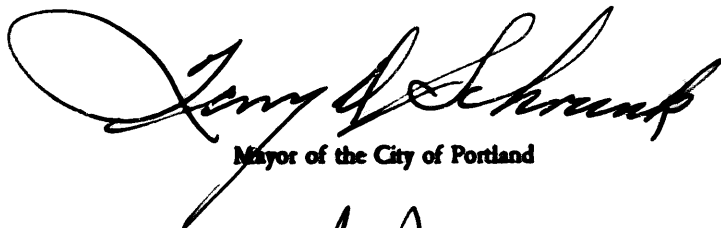
ORDINANCE No.

and delivered to the office of the Auditor of the city.

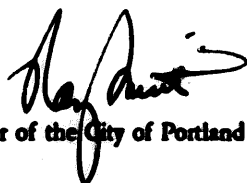
Acceptance.

Section 13. The grantee shall within thirty (30) days after the effective date of this ordinance file in the office of the City Auditor a written acceptance hereof approved as to form by the City Attorney. A failure on the part of grantee to file such written acceptance within such time shall be deemed an abandonment and rejection of the rights and privileges conferred hereby and this ordinance shall thereupon be null and void. Such acceptance shall be unqualified and shall be construed as an acceptance of all the terms, conditions and restrictions contained in this ordinance.

Passed by the Council, APR 1 - 1964


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

Calendar No.

~~1175~~ 1175

ORDINANCE No. 118285

Title

An Ordinance granting to Southern Pacific Pipe Lines, Inc., a corporation, its successors, assigns and lessees, a franchise to use the streets, alleys and public highways within the City of Portland north of West Burnside Street for transporting petroleum products by pipe line for a period of 20 years and providing terms and conditions.

JAN 23 1964

FEB 26 1964

Read 1 & 2 &

PASSED TO THIRD READING JAN 1 - 1964

Credited to City and not hearing

Filed JAN 22 1964

RAY SMITH

Auditor of the CITY OF PORTLAND

By

Deputy

INTRODUCED BY
Commissioner Grayson

DRAWN BY
MCR/fg
Date January 17, 1964

NOTED BY THE COMMISSIONER
Affairs
Finance
Safety
Utilities
Works

City Attorney

NOTED FOR CITY AUDITOR

APPROVED
Date
By
City Engineer
Date
By